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PATENT & TRADEMARK
OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE NOV 13 2005
TENTH FLOOR

In re the Application of:

Kan Frankie FAN

Application No.: 09/897,660

Filed: July 2, 2001

Confirmation No.: 9837 US PATENT & TRADEMARK
CIRCLE
GPO:2

Art Unit: 2663

Examiner: Richard Chang

Attorney Dkt. No.: 58268.00141

For: DYNAMIC NETWORK LOAD BALANCING OVER HETEROGENOUS LINK SPEED

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 14, 2005

Sir:

Request is hereby made for a refund in the amount of One Hundred and Twenty Dollars (\$ 120.00).

The refund is requested for the fees paid for an extension of time to respond to the Office Action dated July 13, 2005. The reason for the necessity of this extension is delay in receipt of the Office Action by the Attorney of Record. The reason for the delay in receipt by the attorney of record is that the Office Action was mailed to the wrong address. As has been requested repeatedly, all correspondence in this case is to be sent to:

L. Barton, Reg. No. 47,271; Marc A. Sockol, Reg. No. 40,823; Vidya R. Bhakar, Reg. No. 42,323; Daryl C. Josephson, Reg. No. 37,365; Cameron Kerrigan, Reg. No. 44,826; David B. Abel, Reg. No. 32,394; Nathan Lane, Reg. No. 43,738; Lorinda Howland, Reg. No. 42,671; Michael Lechter, Reg. No. 27,350; David Koo, Reg. No. 46,839; David Rogers, Reg. No. 38,287; William Bachand, Reg. No. 34,980; Aaron Wininger, Reg. No. 45,229; Paul A. Durdik, Reg. No. 37,819; Paul J. Meyer P47,791; David A. Levine, Reg. No. 48,821; Victor Repkin, Reg. No. 45,039; Victoria L. Nicholson, Reg. No. 47,823; and Fariba Sirjani, Reg. No. P47,947.

Should any fees be due with respect to this paper, please charge Counsel's Deposit Account No. 50-2222.

Respectfully submitted,

**SIGNATURE ON
ORIGINAL**
Douglas H. Goldhush
Reg. No. 33,125

Customer Number 32294
SQUIRE, SANDERS & DEMPSEY LLP
14TH Floor
8000 Towers Crescent Drive
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Telefax: 703-720-7802

DHG:scc

Additionally, it is respectfully requested that the delay in response not be counted against the Applicant for purposes of determining adjustments to patent term, if the application eventually issues, when such calculations are made.

Respectfully submitted,



Douglas H. Goldhush
Reg. No. 33,125

Customer Number 32294

SQUIRE, SANDERS & DEMPSEY LLP
8000 Towers Crescent Drive, 14th Floor
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Fax: 703-720-7802

DHG/PCF:kmp

Enclosures: Appendix A: Copy of Notification of Change of Name and Address and Associate Power of Attorney with stamped Postcard as filed on April 8, 2002

Appendix B: Copy of the Copy (as filed on April 8, 2002) of Notification of Change of Name and Address and Associate Power of Attorney that was re-filed on March 2, 2005 with the stamped Postcard



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 9837

Kan Frankie FAN

Art Unit: 2663

Application No.: 09/897,660

Examiner: Richard Chang

Filed: July 2, 2001

Attorney Dkt. No.: 58268.00141

For: DYNAMIC NETWORK LOAD BALANCING OVER HETEROGENOUS LINK SPEED

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 14, 2005

Sir:

Applicant petitions the Commissioner for Patents to extend the time for response to the Office Action dated July 13, 2005, for one month(s) from October 13, 2005, to November 13, 2005.

Enclosed is a check in the amount of One hundred and Twenty Dollars (\$120.00) to cover the cost of the extension fee. In the event that this check is found to be insufficient, or if any additional fees are due with respect to the filing of this paper, please charge Counsel's Deposit Account Number 50-2222.

Respectfully submitted,

Douglas H. Goldhush
Registration No.: 33,125

Customer Number 32294
SQUIRE, SANDERS & DEMPSEY LLP
8000 Towers Crescent Drive, 14th Floor
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Fax: 703-720-7802
DHG/PCF:kmp

Encl: Response to Office Action, Petition for a One-Month Extension of Time
Request for Refund with Appendix A and Appendix B
Check No. 13618

Ref.: 11/14/2005 SDIRETAL 0012202100
Data: 50-2222 Name/Number: 09897660 \$120.00 CR
FC: 9837



APPENDIX A

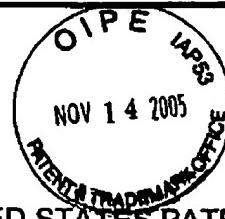


Patent Trademark Docket No. 58268-00141
Serial No. 09/897,660 Filed July 2, 2001
Applicant(s) FANUC CORPORATION
Paper filed herein on Apr. 6, 2002
Fees:
 New Application
 Response/Amendment
 Notice of Appeal
 IDS/PTO-149
 Other: Notification of Change of Name and Address and Associate
 Power of Attorney
 Assignment/PTO-1595
 Declaration
 Priority Document
 Keep On File or Amend
 Drawings

Receivable hereby acknowledged on the day and date indicated in connection with the above-identified case.
DHC:cc

APR 10 2002
U.S. PATENT & TRADEMARK OFFICE
COMMISSIONER OF PATENTS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FAN

Application Number: 09/897,660

Filed: July 2, 2001 Atty. Docket No.: 58268-00141

For: DYNAMIC NETWORK LOAD BALANCING OVER HETEROGENEOUS LINK SPEED

**NOTIFICATION OF CHANGE OF NAME AND ADDRESS
AND ASSOCIATE POWER OF ATTORNEY**

**Commissioner of Patents
Washington, D.C. 20231**

April 8, 2002

Sir.

The undersigned attorney of record respectfully requests that the correspondence name and address for the above-identified application be changed to the following:

Customer Number 32294
SQUIRE, SANDERS & DEMPSEY LLP
14TH Floor
8000 Towers Crescent Drive
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Telefax: 703-720-7802



32294

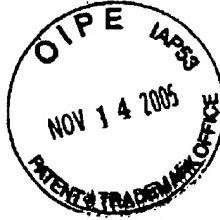
PATENT TRADEMARK OFFICE

Further, the undersigned, an attorney of record in connection with the above-identified application, hereby grants and appoints as associate attorneys to conduct all business before the United States Patent & Trademark Office relative to said application:

Douglas H. Goldhush, Reg. No. 33.125; Kevin E. Turner, Reg. No. 43.437;

Dinnatia J. Doster, Reg. No. 45,268; Sam Huang, Reg. No. 48,430; Rhonda

APPENDIX B



Patent Trademark Docket No. 58268.00141

Serial No. 09/897,660 Filed July 2, 2001

Applicant(s) FAN

Papers filed herewith on March 2, 2005

- | | |
|--|--|
| <input type="checkbox"/> Fees \$ _____ | <input type="checkbox"/> Assignment w/ PTO-1595 |
| <input type="checkbox"/> New Application (_____ Pages) | <input type="checkbox"/> Declaration |
| <input type="checkbox"/> Response/Amendment (_____ Pages) | <input type="checkbox"/> Priority Document (_____) |
| <input type="checkbox"/> Notice of Appeal | <input type="checkbox"/> Req. for Ext. of Time (_____ months) |
| <input type="checkbox"/> IDS/PTO-1449 (3 Refs.) | <input type="checkbox"/> Drawings (Formals - _____ sheets) |
| <input checked="" type="checkbox"/> Other <u>Transmittal Letter and Copy of Notification of Change of Name and Address and Associate Power of Attorney Filed April 8, 2002; Copy Of Stamped-Receipt Postcard</u> | |

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above-identified case.

AMC:dll

Due Date: N/A

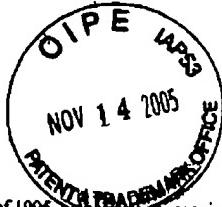
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O I P E
COMMISSIONER OF PATENTS

Under the Paperwork Act of 1995, individuals are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/997,660
		Filing Date	July 2, 2001
		First Named Inventor	FAN
		Group Art Unit	2661
		Examiner Name	Richard Chang
Total Number of Pages in This Submission	3	Attorney Docket Number	58268.00141

ENCLOSURES (Check all that apply)

- | | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers
(for an Application) | <input type="checkbox"/> After Allowance
Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to
Board of Appeals and
Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to
Group (<i>Appeal Notice, Brief,
Reply Brief</i>) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a
Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney,
Revocation Change of
Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please
identify below): Copy of
Notification of Change of Name
and Address and Associate Power
of Attorney filed April 8, 2002;
Copy of Stamped-Receipt Postcard |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority
Document(s) | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Response to Missing Parts/
Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts
under 37 CFR 1.52 or 1.53 | | |

Remarks: Please update the U.S. Patent and Trademark Office database with the current correspondence address for this application.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Alicia M. Choi Registration No. 46,621 Squire, Sanders & Dempsey L.L.P.
Signature	
Date	March 2, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FAN

Application Number: 09/897,660

Filed: July 2, 2001

Atty. Docket No.: 58268-00141

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April 8, 2002

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L. Barton, Reg. No. 47,271; Marc A. Sockol, Reg. No. 40,823; Vidya R. Bhakar, Reg. No. 42,323; Daryl C. Josephson, Reg. No. 37,365; Cameron Kerrigan, Reg. No. 44,826; David B. Abel, Reg. No. 32,394; Nathan Lane, Reg. No. 43,738; Lorinda Howland, Reg. No. 42,671; Michael Lechter, Reg. No. 27,350; David Koo, Reg. No. 46,839; David Rogers, Reg. No. 38,287; William Bachand, Reg. No. 34,980; Aaron Wninger, Reg. No. 45,229; Paul A. Durdik, Reg. No. 37,819; Paul J. Meyer P47,791; David A. Levine, Reg. No. 48,821; Victor Repkin, Reg. No. 45,039; Victoria L. Nicholson, Reg. No. 47,823; and Fariba Sirjani, Reg. No. P47,947.

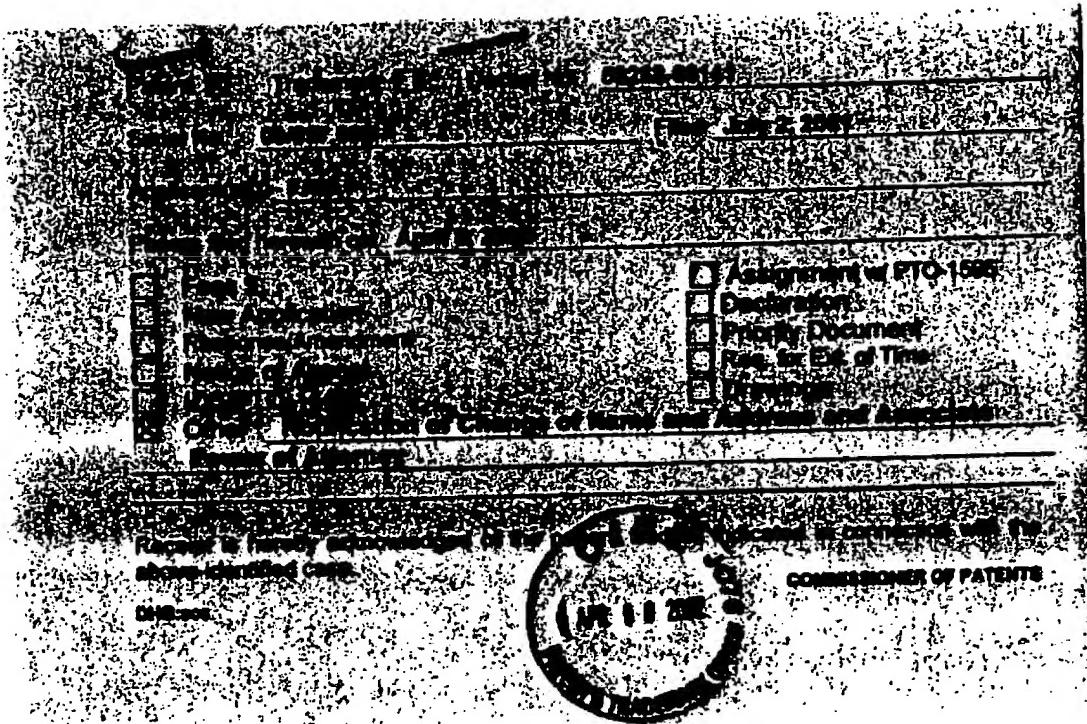
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